

# International Relations & International Law

(LS 157)

Meeting Time: Tu Th 5:00PM - 6:29P

Meeting Location: Barrows 56

Instructor: Behnoosh Payvar

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Office Hours: Tuesdays 2pm – 4pm, Legal Studies Department, #212 and by appointment

Graduate Student Instructor (GSI): Yen-Tung Lin

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101-DIS	Tu 3:00PM - 3:59PM	Dwinelle 250	Yen-Tung Lin
102-DIS	Th 4:00PM - 4:59PM	Valley Life Sciences 2032	Yen-Tung Lin

## Course Description:

This course aims to provide a general introduction to the relationship between international law and international relations. We will explore theoretical perspectives and concepts that can be used to understand and analyze the relationship between international law and international relations.

We will examine regimes as intervening variables, regimes change and development, demand for agreement, context and function of international regimes, cooperation, commitment and compliance, legalization, trade liberalization, international law and international norms, informal international agreements and dynamics of international law, legalization of international monetary affairs, human rights regimes, oil pollution treaty compliance and control.

## Learning Goals:

This course aims to conceptually prepare students to recognize and explore questions concerning the relationship between international law and international relations.

## Course Expectations

Students are expected to attend class every time we meet, and have the reading that is assigned for that day completed before coming to class. Please also be prepared to participate in class discussion.

Students will be evaluated as follows:

Participation and attendance	10%
Paper #1	25%
Paper #2	25%
Sections	20%
Presentations	20%

If you have an emergency that will interfere with a course assignment, you must contact me as soon as possible to make other arrangements.

### Participation and attendance

Students can earn points for participation by attending class having already completed the reading and by participating during in-class discussion. Attendance to class is mandatory; only students who miss less than four classes and participate in discussion regularly will receive full credit for this portion of your grade. Please reserve these classes for times you are sick or other emergencies.

### Papers

Two papers are due during the semester. Papers 1 and 2 will be 5 pages each (single space). Each of these papers will reflect questions about a topic covered in class and will ask you to engage more deeply with the reading and the context of literature on relationship between international law and international relations.

Paper 1 October 15<sup>th</sup>, 2019: Context and Function of International Regimes – Demand for agreements (Five pages – single space)

Paper 2 November 19<sup>th</sup>, 2019: International Law and International Norms (Five pages – single space)

### Presentations

Every session we will have several presenters. The presenters will work together to select materials that are relevant to the class topic and readings for that session and present it to the class. The presentations can include videos, real world cases, a selection of the points presenters find in the readings, or a composition of all. The total time for all presenters should not exceed 30 minutes.

Category	Scoring Criteria	Total Points	Score
<b>Organization (15 points)</b>	The type of presentation is appropriate for the topic.	5	
	Information is presented in a logical sequence.	5	
	Presentation appropriately cites references.	5	
<b>Content (45 points)</b>	Content and the designed activity encourage critical thinking.	5	
	Technical terms are well-defined.	5	
	Presentation contains accurate information.	10	
	Material included is relevant to the session topic.	10	
	Appropriate amount of material is prepared, and points made reflect their relative importance.	10	
	The raised points are clear.	5	
<b>Presentation and including the class for discussions (40 points)</b>	Speakers include the whole class.	5	
	Speakers use a clear, audible voice.	5	
	Delivery is poised, controlled, and smooth.	5	
	Other students are involved	5	
	Visual aids are well prepared, informative, effective, and not distracting.	5	
	Length of presentation is within the assigned time limits.	5	
	Information was well communicated.	10	
<b>Score</b>	<b>Total Points</b>	<b>100</b>	

### Readings

Simmons and Steinberg (2007) *International Law and International Relations*

The following texts are useful for those seeking additional exposure to academic enquiry in public international law. They include important work from law, political science, economics, feminist studies, legal philosophy, and legal anthropology.

- Besson & Tassioulas, *The Philosophy of Public International Law*
- Clifford Bob, *The International Struggle for New Human Rights*
- Buss & Manji, *International Law: Modern Feminist Approaches*
- Thomas Carothers, *Promoting the Rule of Law Abroad: In Search of Knowledge*
- Kamari Clarke, *Fictions of Justice: The ICC and the Challenge of Legal Pluralism in Africa*
- Goldsmith & Posner, *The Limits of International Law*

- Andrew Guzman: *How International Law Works: A Rational Choice Theory*
- Martti Koskeniemi, *Gentle Civilizer of Nations (2001)* and *Politics of International Law (2011)*
- Susan Marks, *International Law on the Left: Re-examining Marxist Legacies*
- Anne Orford, *International Law and its Others*
- Balakrishnan Rajagopal, *International Law from Below: Development, Social Movements...*
- Brad Roth, *Sovereign Equality and Moral Disagreement: Premises of a Pluralist International Legal Order*
- Beth Simmons, *Mobilizing for Human Rights: International Law in Domestic Politics*
- Gerry Simpson, *Great Powers and Outlaw States: Unequal Sovereigns in the International Legal Order*

You are also encouraged to examine the following online resources:

Treaties:	<a href="http://www.un.org/depts/treaty">www.un.org/depts/treaty</a>
UN Human Rights	<a href="http://www.unhchr.ch">www.unhchr.ch</a>
International Court of Justice	<a href="http://www.icj-cij.org">www.icj-cij.org</a>
International Criminal Court	<a href="http://www.un.org/law/icc">www.un.org/law/icc</a>
Historical documents	<a href="http://avalon.law.yale.edu">avalon.law.yale.edu</a>
Academic and research	<a href="http://www.asil.org">www.asil.org</a>   <a href="http://www.ridi.org">www.ridi.org</a>   <a href="http://www.mpil.de">www.mpil.de</a>
African Union	<a href="http://www.africa-union.org">www.africa-union.org</a>
Organization of American States	<a href="http://www.oas.org">www.oas.org</a>
Human Rights Watch	<a href="http://www.hrw.org">www.hrw.org</a>
Amnesty International	<a href="http://www.amnesty.org">www.amnesty.org</a>

### Grading Guidelines:

Below is an evaluation of how the guidelines above typically translate into grades.

A: Excellent work, with clear, challenging, original ideas supported by sufficient, appropriate, logically interpreted evidence. The essay engages the reader in the inquiry, convincingly answers opposing views, and is well-organized and free from errors and flaws. The ‘A’ essay is outstanding in ideas and presentation.

B: Good to very good work, with a clear thesis supported by sufficient, appropriate evidence, organized and interpreted logically. The ‘B’ essay may have some outstanding qualities, but it suffers from significant flaws which keep it from being an ‘A’; or it may be all-around good work that is free of major problems but lacking the deeper insight necessary for excellence.

C: Satisfactory work, but not yet good. The ‘C’ essay meets the basic requirements of a thesis supported by interpretation of specific evidence, but it needs work in thinking and/or presentation. There may be a lack of clarity, the evidence may not always be sufficient and appropriate, or the interpretation may have logical flaws. The essay may have organizational or

mechanical problems that keep it from being good. The 'C' essay may be good in some respects but poor in others, or it may simply be adequate but not noteworthy overall.

D: Barely passing work that shows effort, but it is so marred by serious problems that it cannot be considered a satisfactory paper. Essays without a readily identifiable thesis are liable to be marked 'D'.

F: Failing work, for example, a hasty, sloppy essay that shows little or no thought, effort, or familiarity with the text. The 'F' essay fails to respond to the topic given.

### **A guide for evaluating your writing**

Below are different aspects of a paper that contribute to whether the paper is interesting, original, and effective, along with some questions which you can use to guide your work.

**Paper Idea 5%:** Is the idea of the paper relevant and specific? Does it address a significant problem in the text? If it is controversial, is it presented convincingly?

**Organization 5%:** Are ideas presented in a good order? Are there any ideas that seem out of place? Does the author use 'introduction' and 'conclusions' effectively?

**Evidence 5%:** Does the author make the best possible use of the text to support the main arguments, choosing selectively from the available material? Are citations and quotations appropriately introduced and explained? Does the paper have a good balance between, and appropriate use of direct quotation and paraphrasing?

**Style 5%:** Is vocabulary used appropriately and effectively? Does the author present her ideas clearly? Is the language appropriately used for an academic paper?

**Mechanics 5%:** Has the author avoided grammatical and spelling errors? Is punctuation correctly used? Are sources cited properly?

Aug. 29	Introduction to Course
Sep. 3 & 5	Simmons and Steinberg (1-17) - Regime and Regime Change - Regime Development
Sep. 10 & 12	(18-39) - Demand for agreements, International Regimes - Context and Function of International Regimes  Why is there any demand for international regimes? Given a certain level of demand for international agreements, what will affect the demand for international regimes?

Sep. 17 & 19	- Commitment and Compliance (43-64) - Theoretical bases for democratic distinctiveness
Sep. 24 & 26	Compliance (65-92)
Oct. 1 & 3	Compliance and Cooperation (92-111)
Oct. 8 & 10	Legalization (115-156) Legalized Dispute Resolution Politics of Litigation and compliance
Oct. 15 & 17	Legalization, Trade Liberation, and Domestic Politics (157-188)
Oct. 22 & 24	International Law and International Norms (205-232)
Oct. 29 & 31	Informal International Agreements (293-330) Dynamics of International Law (426-453)
Nov. 5 & 7	Cooperation and Agreements (515-542)
Nov. 12 & 14	Consensus-Based Bargaining and Outcomes (543-567)
Nov. 19 & 21	Legalization of International Monetary Affairs (568-593)
Nov. 26	Human Rights Regimes (622-652)
Dec. 3 & 5	Oil Pollution Treaty Compliance and Control (653-683)